

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARIO YOUNG,

Defendant.

:
:
:
:
:
:
:
:
:
:
:

CASE NO. 1:04-cr-00633

OPINION & ORDER
[Resolving Doc. [55](#)]

JAMES S. GWIN, UNITED STATES DISTRICT COURT JUDGE:

The Court **DENIES** Defendant Mario Young's sentence reduction and compassionate release motion.

I. Background

In 2014, this Court imposed a 30-month prison sentence when Defendant was convicted on state charges, thereby violating the terms of his supervised release.¹ The Court ordered 20 months of the federal sentence to run concurrent with Defendant's state sentence and the remaining 10 months to run consecutive to the state sentence.²

Defendant is currently serving a 10-year mandatory Ohio prison sentence, which is set to expire on October 28, 2023.³

II. Discussion

¹ Doc. 52.

² *Id.*

³ Doc. 56.

Case No. 1:04-cr-00633
GWIN, J.

On September 22, 2021, Defendant moved *pro se* for a reduction in his federal sentence and compassionate release.⁴ Defendant seeks to reduce the 10-month sentence that the Court ordered to run consecutive to the state sentence.⁵

On April 18, 2022, Defendant's counsel filed a notice indicating that counsel declined to supplement the *pro se* motion.⁶ Counsel confirmed that Defendant is presently in Ohio custody.⁷

Because the Court lacks jurisdiction over a defendant who "has not commenced serving [a] federal sentence," this Court must deny Defendant Young's motion.⁸

When transferred to federal custody, if Defendant Young believes that there are "extraordinary or compelling reasons"⁹ that warrant a reduction in his sentence, he should contact his court-appointed counsel to file an appropriate motion.

III. Conclusion

Defendant's motion is **DENIED**.

IT IS SO ORDERED.

Dated: April 21, 2022

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

⁴ Doc. 55.

⁵ *Id.*

⁶ Doc. 56.

⁷ *Id.*

⁸ *United States v. Caley*, 2022 WL 229877, at *2 (E.D. Mich. Jan. 25, 2022).

⁹ 18 U.S.C. § 3582(c)(1)(A)(i).